

CRIMINAL CAUSE FOR PLEADING

BEFORE: VIKTOR V. POHORELSKY **DATE:** 12/08/09 **START TIME:** 10:53

END TIME: 11:20

CR 08-916 (SLT)

DEFT'S. NAME: Guy Gantz # 6

X **present** not present cust. X **bail**

DEFENSE COUNSEL: Mildred Whalen

X **present** not present CJA RET. X **FED DFT.**

A.U.S.A.: Steve Tiscione

CLERK: James Toritto

INTERPRETER:

(LANG.-)

X **CASE CALLED**

DEFT. X **SWORN** ARRAIGNED X **INFORMED OF RIGHTS**
X **WAIVES TRIAL BEFORE DISTRICT COURT**

- DEFT STATES TRUE NAME TO BE . INFORMATION AMENDED.
- WAIVER OF INDICTMENT EXECUTED FOR DEFT.
- INFORMATION FILED.
- DEFT FAILED TO APPEAR, BENCH WARRANT ISSUED.
- DEFT ENTERS **GUILTY PLEA** TO THE INFORMATION.
X DEFT WITHDRAWS NOT GUILTY PLEA AND ENTERS A **GUILTY PLEA** TO CT(S) THREE (3) &
FOUR (4) OF THE SUPERSEDING INDICTMENT.
X COURT FINDS FACTUAL BASIS FOR THE PLEA.
X SENTENCING SET FOR 3/12/10 AT 10:00 AM SET BY PROBATION.
- BAIL SET AT FOR DEFT. CONT'D FOR DEFT.
X DEFT CONT'D IN CUSTODY.
- CASE ADJ'D TO FOR
- **SPEEDY TRIAL** INFO FOR DEFT **STILL IN EFFECT**
- CODE TYPE START STOP
- ORDER / WAIVER EXECUTED & FILED. ENT'D ON RECORD.

OTHER: PURSUANT TO FEDERAL RULE 11 OF CRIMINAL PROCEDURE, MAGISTRATE POHORELSKY DID
ADMINISTER THE ALLOCUTION. A FINDING HAS BEEN MADE THAT THE PLEA WAS MADE
KNOWINGLY AND VOLUNTARILY AND THE PLEA WAS NOT COERCED. THE MAGISTRATE
RECOMMENDS THAT THE PLEA OF GUILTY BE ACCEPTED. PLEA AGREEMENT MARKED AS COURT
EXHIBIT #1 AND RETURNED TO THE ASSISTANT.